

Senate

TUESDAY, DECEMBER 3, 1963

(Legislative day of Friday, November 29, 1963)

The Senate met at 12 o'clock meridian, on the expiration of the recess, and was called to order by the President pro tempore.

The Chaplain, Rev. Frederick Brown Harris, D.D., offered the following prayer:

O Thou God of all men: Blind and deaf would we be should we bow in this Chamber at our altar of prayer without a sense of solemn gratitude and gladness that while the Nation's losses are grievous, Thou hast given to us so much.

We come in remembrance of lives greatly lived, whose record is our heritage. Be with us in deepened gratitude as we think of those who strove for truth and, when they found it, spoke it; for those who could not see evil without crying out against it; for those who felt in their own hearts the pain of injustice done to others; and for those, no longer here, who condemned oppression, challenged tyranny, and fought for liberty.

In the midst of today's continuing struggle between the true and the false, between love and hate, grant by Thy grace to us whose courses are not yet finished, new fortitude and reinforcement for the times in which we live, until by patience, persistence, and by a daring that turns not back, we become sufficient for the tasks committed to our hands.

We ask it in the Redeemer's name. Amen.

THE JOURNAL

On request of Mr. MANSFIELD, and by unanimous consent, the reading of the Journal of the proceedings of Wednesday, November 27, and Friday, November 29, 1963, was dispensed with.

MESSAGE FROM THE HOUSE RECEIVED DURING RECESS—ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Under authority of the order of the Senate of November 29, 1963, the Secretary of the Senate reported that on November 29, 1963, he had received a message from the House of Representatives, which announced that the Speaker had affixed his signature to the following enrolled bills and joint resolution, and they were signed by the Acting President pro tempore:

S. 2267. An act to amend Public Law 88-72 to increase the authorization for appropriations to the Atomic Energy Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and for other purposes;

H.R. 3190. An act to amend the act of March 3, 1901, relating to devises and bequests by will;

H.R. 3191. An act to exempt life insurance companies from the act of February 4, 1913, regulating loaning of money on securities in the District of Columbia;

H.R. 7497. An act to amend the Life Insurance Act for the District of Columbia relating to annual statements, and for other purposes; and

H.J. Res. 809. Joint resolution making continuing appropriations for the fiscal year 1964, and for other purposes.

MESSAGES FROM THE PRESIDENT

Messages in writing from the President of the United States were communicated to the Senate by Mr. Ratchford, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session,

The PRESIDENT pro tempore laid before the Senate messages from the President of the United States submitting sundry nominations, which were referred to the Committee on Armed Services.

(For nominations this day received, see the end of the Senate proceedings.)

MESSAGE FROM THE HOUSE

A message from the House of Representatives, by Mr. Hackney, one of its reading clerks, announced that the House had passed a bill (H.R. 9291) to provide office space, supplies, equipment, and franking privileges for Mrs. Jacqueline Bouvier Kennedy, to authorize appropriations for the payment of expenses incident to the death and burial of former President John Fitzgerald Kennedy, and for other purposes, in which it requested the concurrence of the Senate.

TRANSACTION OF ROUTINE BUSINESS

On request of Mr. MANSFIELD, and by unanimous consent, it was ordered that there be a morning hour, with statements limited to 3 minutes.

AUTHORIZATION FOR ADDITIONAL APPROPRIATIONS FOR PROSECUTION OF COMPREHENSIVE RIVER BASIN PLANS

Mr. MANSFIELD. Mr. President, for the information of the Senate, let me state that it is my understanding that under the agreement entered into in regard to House bill 8667, authorizing additional appropriations for the prosecution of comprehensive plans for certain river basins, the time limitation is to go into effect at 1 o'clock this afternoon.

The PRESIDENT pro tempore. The Senator is correct.

THE NUCLEAR TEST BAN TREATY—CORRECTION OF THE RECORD

Mr. MANSFIELD. Mr. President, on Wednesday last, I placed in the body of the Record a detailed report of the Senate's work in the 87th and 88th Congresses—in the years of the Kennedy administration.

One item was inadvertently omitted from the list of measures so far disposed of in the 88th Congress. I refer to the Senate's consent to the ratification of the nuclear test ban treaty. In my judgment, no single action which was taken during the Kennedy administration was of greater significance.

The nuclear test ban treaty expresses both the high regard in which the late President held civilized life and his intelligent and persistent courage in seeking a decent peace as the only way, in the last analysis, through which to safeguard it. In that sense, therefore, the nuclear test ban treaty is an appropriate memorial to John Fitzgerald Kennedy. And, in retrospect, it may well be that the Senate during the Kennedy administration will be remembered most for having done its part in establishing it.

I ask unanimous consent that the permanent Record of Wednesday last be amended to show, in my remarks of that day, at page 21757, in column 3, under the list of measures disposed of in the 88th Congress, an item to read as follows:

Sixteenth. It has given consent to the ratification of the nuclear test ban treaty.

The PRESIDENT pro tempore. The correction will be made.

EXECUTIVE COMMUNICATIONS, ETC.

The PRESIDENT pro tempore laid before the Senate the following letters, which were referred as indicated:

REPORT OF FARM CREDIT ADMINISTRATION

A letter from the Governor, Farm Credit Administration, Washington, D.C., transmitting, pursuant to law, a report of that Administration, for the fiscal year ended June 30, 1963 (with an accompanying report); to the Committee on Agriculture and Forestry.

REPORT ON STRATEGIC AND CRITICAL MATERIALS STOCKPILING PROGRAM

A letter from the Director, Office of Emergency Planning, Executive Office of the President, transmitting, pursuant to law, a report on the strategic and critical materials stockpiling program, for the 6-month period ended June 30, 1963 (with an ac-

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companying report); to the Committee on Armed Services.

REPORT ON DEFENSE PROCUREMENT FROM SMALL AND OTHER BUSINESS FIRMS

A letter from the Assistant Secretary of Defense, Installations, and Logistics, transmitting, pursuant to law, a report on defense procurement from small and other business firms, for the quarter ended September 30, 1963 (with an accompanying report); to the Committee on Banking and Currency.

REPORT OF PUBLIC UTILITIES COMMISSION OF THE DISTRICT OF COLUMBIA

A letter from the Executive Secretary, Public Utilities Commission of the District of Columbia, Washington, D.C., transmitting, pursuant to law, a report of that Commission, for the calendar year 1962 (with an accompanying report); to the Committee on the District of Columbia.

FINANCIAL REPORT OF THE UNITED NATIONS

A letter from the Secretary of State, transmitting, pursuant to law, a financial report of the United Nations, as of June 30, 1963 (with an accompanying report); to the Committee on Foreign Relations.

NOBEL PEACE PRIZE AWARD NOTICE

A letter from the Assistant Secretary of State, transmitting, for the information of the Senate, a Nobel peace prize award notice, issued by the Nobel Committee of the Norwegian Parliament, Oslo, Norway (with accompanying papers); to the Committee on Foreign Relations.

REPORT ON FINAL SETTLEMENT OF CLAIMS OF CERTAIN INDIANS

A letter from the Chief Commissioner, Indian Claims Commission, Washington, D.C., transmitting, pursuant to law, a report on the final settlement of claims relating to 10 such claims (with accompanying papers); to the Committee on Interior and Insular Affairs.

PROPOSED AMENDMENTS TO CONCESSIONS CONTRACTS IN HOT SPRINGS NATIONAL PARK

A letter from the Assistant Secretary of the Interior, transmitting, pursuant to law, a proposed amendment to the concession contract with the Majestic Hotel Co., to obtain hot waters from Hot Springs National Park (with accompanying papers); to the Committee on Interior and Insular Affairs.

A letter from the Assistant Secretary of the Interior, transmitting, pursuant to law, a proposed amendment to the concession contract with the National Baptist Convention, U.S.A., Inc., under which the concessioner is authorized to obtain hot waters from Hot Springs National Park (with accompanying papers); to the Committee on Interior and Insular Affairs.

SUSPENSION OF DEPORTATION OF CERTAIN ALIENS

Two letters from the Commissioner, Immigration and Naturalization Service, Department of Justice, transmitting, pursuant to law, copies of orders suspending deportation of certain aliens, together with a statement of the facts and pertinent provisions of law pertaining to each alien, and the reasons for ordering such suspension (with accompanying papers); to the Committee on the Judiciary.

PETITIONS

The PRESIDENT pro tempore laid before the Senate sundry letters and telegrams in the nature of petitions, signed by sundry citizens of the United States, relative to the death of the late President John F. Kennedy, which were ordered to lie on the table.

IMPROPER EMPLOYMENT OF ARMED FORCES—RESOLUTION OF 1963 NATIONAL CONVENTION OF THE MILITARY ORDER OF THE WORLD WARS

Mr. THURMOND. Mr. President, I ask unanimous consent to have printed in the RECORD, and referred to the appropriate committee, a resolution approved at the 1963 national convention of the Military Order of the World Wars. The resolution is entitled "Improper Employment of Armed Forces," and expresses the position of the Military Order of the World Wars against the Gesell report and its implementing order.

There being no objection, the resolution was referred to the Committee on Armed Services, and ordered to be printed in the RECORD, as follows:

IMPROPER EMPLOYMENT OF ARMED FORCES (Resolution by the Military Order of the World Wars, 1963 National Convention)

Whereas the Gesell Committee, appointed by the President to investigate the equality of treatment and opportunity for Negro personnel of the armed services, and of their dependents within the United States, has made certain recommendations including:

(a) Steps should be taken to insure that a sense of responsibility for problems of off base discrimination replaces the prevalent notion that matters outside the gate are of no concern to the base commander of military installations.

(b) The commander should develop a plan under which military personnel of all races would be permitted to patronize only those facilities which receive his express approval.

(c) Numerous other recommendations that would involve the intrusion of our military commanders in the economic, social, and political mores of the civilian community; and

Whereas the Secretary of Defense has implemented certain recommendations of the Gesell report and held certain recommendations in abeyance.

Whereas the chairman of the House Armed Services Committee has introduced legislation designed to nullify directives already issued by the Secretary of Defense, and to prevent others, which would implement other recommendations of the Gesell report: Now, therefore, be it

Resolved, by the companions of the Military Order of the World Wars, in annual convention at San Antonio, Tex., on October 11, 1963, That we are unalterably opposed to this use of the Armed Forces for a purpose beyond its traditional and natural function of national security; and be it further

Resolved, That this dilution of the effort and work of the military by its use to apply social, economic or political pressure by sanctions or restrictions is a totally unwarranted usurpation of power under our Constitution and savors of the police state, and we urge the Secretary of Defense to rescind his implementing directives of the Gesell report; and be it further

Resolved, That should the Secretary of Defense fail to rescind his directives on a voluntary basis, then this order urges the passage of the legislation proposed by the House of Representatives, designed to restore and maintain the proper function of our military services to prevent further usurpations and to restore the traditional checks and balances in our Government.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. BIBLE, from the Committee on Interior and Insular Affairs, without amendment:

S. 2275. A bill to revise the procedures established by the Hawaii Statehood Act, Public Law 86-3, for the conveyance of certain lands to the State of Hawaii, and for other purposes (Rept. No. 675).

EXECUTIVE REPORT OF A COMMITTEE

As in executive session,

The following favorable report of nominations was submitted:

By Mr. HILL, from the Committee on Labor and Public Welfare:

Walter F. Edmundson, and sundry other candidates for personnel action in the regular corps of the Public Health Service.

BILLS AND JOINT RESOLUTIONS INTRODUCED

Bills and joint resolutions were introduced, read the first time, and, by unanimous consent, the second time, and referred as follows:

By Mr. HUMPHREY:

S. 2351. A bill for the relief of Bethesda Lutheran Hospital, St. Paul, Minn.; to the Committee on the Judiciary.

By Mr. BIBLE (by request):

S. 2352. A bill relating to sick leave benefits for officers and members of the Metropolitan Police Force of the District of Columbia, the Fire Department of the District of Columbia, the U.S. Park Police Force, and the White House Police Force; to the Committee on the District of Columbia.

By Mr. KEATING:

S. 2353. A bill for the relief of Gabriella Quattrochi; to the Committee on the Judiciary.

By Mr. GORE:

S. 2354. A bill for the relief of David Lee Bogue; to the Committee on the Judiciary.

By Mr. CANNON:

S. 2355. A bill to provide that standard silver dollars shall hereafter bear on one side a likeness of our late President John Fitzgerald Kennedy; to the Committee on Banking and Currency.

(See the remarks of Mr. CANNON when he introduced the above bill, which appear under a separate heading.)

By Mr. MONRONEY (for himself and Mr. DOMINICK):

S. 2356. A bill to amend the Communications Act of 1934 to prohibit the Federal Communications Commission from making any charge for certain licenses and permits; to the Committee on Commerce.

(See the remarks of Mr. MONRONEY when he introduced the above bill, which appear under a separate heading.)

By Mr. MANSFIELD (for himself and Mr. METCALF):

S.J. Res. 135. Joint resolution to require that there appear on standard silver dollars hereafter minted a likeness of the late President John Fitzgerald Kennedy; to the Committee on Banking and Currency.

By Mr. FULBRIGHT (for himself, Mr. SALTONSTALL, Mr. CLARK, and Mr. HUMPHREY):

S.J. Res. 136. Joint resolution to provide for renaming the National Cultural Center as the John Fitzgerald Kennedy Memorial Center, and authorizing an appropriation therefor; to the Committee on Public Works.